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CLERK U.S. DISTRICT COURT	
BY	<i>STP</i>

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

JAMES DRNEK, et al.,

Plaintiff,

vs.

THE VARIABLE ANNUITY LIFE
INSUR. CO., et al.,

Defendant.

No. CIV 01-242-TUC-WDB

ORDER

Pending before the Court is Plaintiffs' *Ex Parte* Motion to Establish a Percentage Fee Arrangement for attorneys' fees. Plaintiffs and their counsel have agreed to a fee arrangement of an amount not to exceed 25% of the common fund, unless extraordinary or exceptional circumstances arise.

Seeing no impropriety in the agreement between Plaintiffs and their counsel,

IT IS HEREBY **ORDERED** that the Motion is **GRANTED**.

DATED this 2 day of February, 2004.

William D. Browning
William D. Browning
Senior United States District Judge

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